

**RECEIVED**  
**CENTRAL FAX CENTER**

001/008

JUL 14 2004

**MORRISON & FOERSTER LLP**

Attorneys at Law  
3811 Valley Centre Drive, Suite 500  
San Diego, California 92130-2332  
Telephone: (858) 720-5100  
Facsimile: (858) 720-5125

OFFICIAL

**To: U.S. Patent and Trademark Office**  
**Mail Stop Amendment**

**Facsimile: 703 872-9306****From: Laurie L. Hill****Date: July 14, 2004**

We are transmitting a total of **8 pages** (including this page).  
Original or hard copy to follow if this box is checked ☐.

**If you do not receive all pages, please call 858 720-7937 as soon as possible.**

**Preparer of this slip has confirmed that facsimile number given is correct: JAR6**

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at **858 720-7937** and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

**Comments:**

Attorney Docket: 204372000300  
Group Art Unit: 1644  
Examiner: P. Gambel  
Serial No.: 08/105,444  
Filing Date: August 11, 1993  
Inventor(s): Lynn E. SPITLER et al.  
Title: PROSTATIC CANCER VACCINE

**Papers attached:**

1. Transmittal (1 page)
2. Response to Notification of Non-Compliance with 37 C.F.R. § 1.192(c)(2 pages)
3. Exhibit A (3 pages)
4. Exhibit B (1 page)

sd-209013

P.L.M.

PTO/SB/21 (08-03)

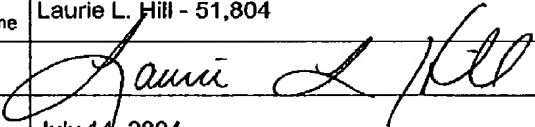
Approved for use through 07/31/2008. OMB 0851-0031

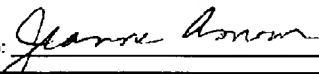
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>		Application Number	08/105,444
		Filing Date	August 11, 1993
		First Named Inventor	Lynn E. SPITLER
		Art Unit	1644
		Examiner Name	P. Gambel
Total Number of Pages in This Submission	8	Attorney Docket Number	204372000300

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply - 2 pgs. <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Exhibit A - 3 pgs. Exhibit B - 1 pg. Fax Transmittal - 1 pg.
Remarks Customer Number 25225		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MORRISON & FOERSTER LLP Laurie L. Hill - 51,804
Signature	
Date	July 14, 2004

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-9306, on the date shown below.	
Dated: July 14, 2004	Signature:  (Jeanne Amour)

sd-209012

JUL 14 2004

OFFICIAL

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-9306 on the date shown below.

Dated: 7/14/04

Signature: 

(Jeanne Amour)

Docket No.: 204372000300  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Lynn E. SPITLER et al.

Application No.: 08/105,444

Art Unit: 1644

Filed: August 11, 1993

Examiner: P. Gambel

For: PROSTATIC CANCER VACCINE

**RESPONSE TO NOTIFICATION OF NON-COMPLIANCE WITH 37 C.F.R. § 1.192 (c)**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notice of Non-Compliance with 37 C.F.R. § 1.192 (c) mailed June 14, 2004, for which a response is due on July 14, 2004. Accordingly this response is believed to be timely filed. Reconsideration and allowance of the pending claims in light of the remarks presented in the Appeal Brief mailed February 12, 2004 are respectfully requested.

Also included herewith are the following Exhibits:

Exhibit A: 17 PATHOLOGY 928 (Rubin and Farber eds. 1988)

Exhibit B: Israeli et al., *Cancer Res.* 53(3): 227-230 (1993) (Abstract).

sd-207281